

DO NOT ENTER: /K.W./

10/30/2008

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:)	
Richard L. Marks)	Group Art Unit: 2612
)	
)	Examiner: Wang, K
Application No. 10/758,817)	
)	Docket No. SONYP031
Filed: January 16, 2004)	
)	Date: October 23, 2008
For: METHOD AND APPARATUS FOR)	
OPTIMIZING CAPTURE DEVICE)	
<u>SETTINGS THROUGH DEPTH</u>)	

CERTIFICATE OF E-FILEING

I hereby certify that this paper and the documents and/or fees referred to as attached herein are being electronically filed with the United States Postal Service on **October 23, 2008**.

/Kay Harlow/

AMENDMENT

BOX: **AF**
Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

Please consider the following amendment and accompanying remarks in this response to the Final Office Action dated August 21, 2008. The due date for response extends to November 21, 2008.

The listing of claims begins on page 2.

Remarks begin on page 10.